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NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the 15th November, 1961 :—

Issue No.	No. and date	Issued by	Subject
123.	G.S.R. 1360, dated 11th November, 1961.	Ministry of Home Affairs.	The Hyderabad Nurses, Midwives and Health Visitors Council (Reconstitution and Reorganisation) Order, 1961.
124.	G.S.R. 1361, dated 11th November, 1961.	Do.	The Bombay State Dental Council (Reconstitution and Reorganisation) Order, 1961.
125.	G.S.R. 1362, dated 14th November, 1961.	Ministry of Works, Housing & Supply.	The Indian Boiler (Fifteenth Amendment) Regulations, 1961.
126.	G.S.R. 1383, dated 15th November, 1961.	Ministry of Food and Agriculture.	The Sugar (Regulation of Production) Amendment Rules, 1961.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of these Gazettes.

PART II—Section 3—Sub-section (1)

General Statutory Rules (including orders, bye-laws etc. of a general character) issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administrations of Union Territories).

MINISTRY OF LAW

(Department of Legal Affairs)

New Delhi, the 9th November 1961

G.S.R. 1385.—In exercise of the powers conferred by rule 1 of Order XXVII of the First Schedule to the Code of Civil Procedure, 1908 (5 of 1908), the Central Government hereby makes the following further amendments in the notification of the Government of India, in the Ministry of Law, No. S.R.O. 351 dated the 25th January, 1958, relating to signing and verification of plaints and written statements in suits in any court of civil jurisdiction by or against the Central Government, namely:—

In the Schedule to the said notification, under the heading 'XIX-MINISTRY OF WORKS, HOUSING AND SUPPLY', for the existing entries, the following entries shall be substituted, namely:—

'Chief Inspector of Explosives in India.
Director of Estates.
Deputy Director of Estates.
Estate Managers.
Assistant Estate Managers.'

[No. F. 16(1)/61-J.]

R. S. GAE, Jt. Secy.

MINISTRY OF HOME AFFAIRS

New Delhi, the 16th November 1961

G.S.R. 1386.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, and in supersession of the rules published with the notification of the Government of India in the Ministry of Home Affairs No. GSR 374, dated the 23rd April 1958, the President hereby makes the following rules regulating the method of recruitment to Class III and Class IV posts in the offices of the Zonal Councils.

1. Short title.—These rules may be called the Zonal Councils (Class III and Class IV posts) Recruitment Rules, 1961.

2. Application.—These rules shall apply to the Class III and Class IV posts in the offices of the Zonal Councils, specified in column 2 of the Schedule hereto annexed.

3. Classification, scales of pay, etc.—The number of the said posts, their classification, the scale of pay attached thereto, the method of recruitment to the said posts, age limit, and other matters relating to the said posts shall be as specified in columns 3 to 13 of the Schedule aforesaid:

Provided that the upper age limit prescribed for direct recruitment may be relaxed in the case of Scheduled Castes and Scheduled Tribes and other special categories of persons in accordance with the general orders of the Government of India issued from time to time.

4. Disqualification.—(a) No person who has more than one wife living or who having a spouse living, marries in any case in which such marriage is void by

reason of its taking place during the life-time of such spouse, shall be eligible for appointment to service; and

(b) No woman whose marriage is void by reason of the husband having a wife living at the time of such marriage or who has married a person who has a wife living at the time of such marriage, shall be eligible for appointment to any of the said posts:

Provided that the Central Government may, if satisfied that there are special grounds for so ordering exempt any person from the operation of this rule.

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Serial No.	Name of post	No. of posts	Classification	Scale of pay	Whether a selection post or a non-selection post (For promotion posts only)	Age limit for direct-recruits
1	2	3	4	5	6	7
1	Superintendent	5	Class III Non-gazetted (Ministerial)	*Rs. 350—20—450 —25—475 Rs. 450—25—575.	..	..
2	Senior Stenographer	5	Class III Non-gazetted (Ministerial)	Rs. 210—10—290 —15—320—EB— 15—425.	Non-selection	..
3	Junior Stenographer	5	Class III Non-gazetted (Ministerial)	Rs. 130—5—160— 8—200—EB—8— 256—EB—280—10— 300	..	18 to 25 yrs.

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Educational and other qualifications required	Whether age and educational qualifications prescribed for direct recruitment will apply in case of recruitment by promotion/transfer	Period of probation, if any	Methods of recruitment <i>i.e.</i> whether by direct recruitment, by promotion or by transfer	In case of vacancies filled by promotion/transfer, grades/sources from which promotion/transfer to be made.	Remarks					
					8	9	10	11	12	13
		.. Two years	By transfer	(i) Superintendents working in any subordinate or attached offices of the Central Government. (ii) Superintendents working in State Government offices. (iii) Persons holding non-technical Class II posts in the Central Government Offices, <i>viz.</i> Assistants in the Central Secretariat.	(i) Such officers will draw their grade pay plus a deputation allowance of 20% if more favourable subject to the limit of Rs. 575/-. (ii) Such officers will draw their grade pay plus a deputation allowance of 20% if more favourable subject to the limit of Rs. 575/-. (iii) Such officers will draw pay in the prescribed scale or their grade pay plus 20% deputation allowance, whichever is more subject to limit of Rs. 575/-.					
Matriculation or its equivalent with a minimum speed of 120 words per minute in shorthand and 40 words per minute in typewriting.	..	Two years.	By promotion/transfer.	(i) by promotion from Stenographers in the grade of Rs. 130—300 in the Zonal Council Secretariat with 3 years service. (ii) By transfer of Stenographers from State or Central Service.	..					
Matriculation or its equivalent with a minimum speed of 100 words per minute	..	Two years.	By direct recruitment	..	..			

1	2	3	4	5	6	7
4	Upper Division Clerk including Cashier.	25	Class III Non-gazetted (Ministerial)	Rs. 130—5—160— 8—200—EB—8— 256—EB—280— 10—300.	..	..
5	Lower Division Clerk	15	Class III Non-gazetted. (Ministerial)	Rs. 110—3—131—4— —155—EB—4— 175—5—180.	..	18 to 21 years.
6	Gestener Operator	5	Class IV (Non-gazetted)	Rs. 80—1—85—2— 95—EB—3—110.	Non-selection	18 to 25 years.
7	Daftry	5	Class IV (Non-gazetted)	Rs. 75—1—85—EB— —2—95.	Do.	18 to 25 years.
8	Peon	25	Class IV (Non-gazetted)	Rs. 70—1—80—EB— —1—85.	..	Do.
9	Farash	5	Class IV (Non-gazetted)	Rs. 70—1—80—EB— —1—85.	..	Do.

*Higher or lower scale may be given on appointment taking into account the candidate's experience and the rate of pay drawn by him in his parent office.

	8	9	10	11	12	13
in shorthand and 40 words per minute in typewriting.						
	..	Two years	By promotion failing which by transfer.	(i) By promotion from Lower Division Clerks with 3 years service. (ii) By transfer from State/Central Government Service.		
Matriculation or its equivalent with a speed of at least 30 words per minute in typewriting.	..	Two years	By direct recruitment or by transfer.	By transfer from State/Central Government Service.		
Middle School Standard for direct recruits.	No	Six months	By promotion failing which by direct recruitment.	By promotion from the Grade of Daftry with three years service and having experience of operating duplicating machines.		
Middle School Standard.	No	Six months	By promotion failing which by transfer failing which by direct recruitment.	(i) By promotion from peons with 3 years service. (ii) By transfer from State/Central Government Service.	..	
Middle School Standard, for direct recruits through employment exchanges.	..	Six months	By direct recruitment or by transfer.	By transfer from State/Central Government Service.	..	
	..	Six months	By direct recruitment or by transfer.	By transfer from State/Central Government Service.		

NOTE :— (i) All Posts in the Zonal Councils are treated as ex-cadre posts.

(ii) The representation prescribed for Scheduled Castes and Scheduled Tribes will be given.

(iii) Appointments to the posts may be made from any of the sources indicated in column 12, and the entries therein do not indicate any order of priority among them, unless specifically stated.

[No. 15/34/60-SR(R).]

P. N. KAUL, Dy. Secy.

New Delhi, the 17th November 1961

G.S.R. 1387.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following rules to amend the Delhi Special Police Establishment (Assistant Public Prosecutors) Recruitment Rules, 1961, namely:—

1(1) These rules may be called the Delhi Special Police Establishment (Assistant Public Prosecutors) Amendment Rules, 1961.

(2) They shall be deemed to have come into force on the 26th August, 1961.

2. In the Schedule to the Delhi Special Police Establishment (Assistant Public Prosecutors) Recruitment Rules, 1961, for the existing note at the end, the following note shall be substituted, namely:—

"Persons having Gazetted status in State Police Forces will continue to hold that status personal to them while on deputation to the Special Police Establishment. A direct recruit or a deputationist from the police force of any State where the Assistant Public Prosecutor holds a non-Gazetted status, shall also have gazetted rank while holding post in the Special Police Establishment Branch where the officers of corresponding rank in the local State Police Force are gazetted."

[No. 14/19/60-AVD.]

T. C. A. RAMANUJACHARI, Dy. Secy.

New Delhi, the 17th November 1961

G.S.R. 1388.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following rules regulating the recruitment to the posts of Research Officer in the Office of the Commissioner for Scheduled Castes and Scheduled Tribes, namely:—

1. **Short title.**—These rules may be called the Research Officer (Office of the Commissioner for Scheduled Castes and Scheduled Tribes) Recruitment Rules, 1961.

2. **Application.**—These rules shall apply to the posts of Research Officer in the Office of the Commissioner for Scheduled Castes and Scheduled Tribes.

3. **Number, Classification, scale of pay, method of recruitment, age limit, etc.**—The number of said posts, its classification, the scale of pay attached thereto, the method of recruitment, age limits, qualifications and other matters relating to the said posts shall be as specified in columns 2 to 18 of the Schedule annexed to these rules:

Provided that the upper age limit prescribed for direct recruitment may be relaxed in the case of Scheduled Castes and Scheduled Tribes and other special categories in accordance with the general orders issued from time to time by the Government of India.

4. **Disqualification.**—(a) No person who has more than one wife living or who having a spouse living, marries in any case in which such marriage is void by reason of its taking place during the life-time of such spouse, shall be eligible for appointment to the said posts, and

(b) no woman whose marriage is void by reason of the husband having a wife living at the time of such marriage or who has married a person who has

a wife living at the time of such marriage, shall be eligible for appointment to the said posts:

Provided that the Central Government may, if satisfied, that there are special grounds for so ordering, exempt any person from the operation of this rule.

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Name of post	No. of posts	Classification	Whether Selection post or Non-selection post	Age limit for direct recruits	Scale of Pay	Educational and other qualifications required for direct recruits
1	2	3	4	5	6	7
Research Officer	2	General Central Service, Class II, Gazetted, Non-Min.	Selection	Below 35 years (Relaxable for Govt. servants)	Rs. 400—25—500—30—590 —EB—30—800 —EB—30—830 —35—900.	<p><i>Essential :</i></p> <p>(i) At least 2nd Class Master's degree in Anthropology/ Sociology/ Economics.</p> <p>OR</p> <p>At least 2nd Class degree with social science as one of the subjects followed by a post graduates diploma in Social Service/ Science or Public Administration.</p> <p>(ii) About 2 years' experience in responsible position under Govt. or in a non-official agency of standing connected with Social work among S.C./S.T./De-notified communities.</p> <p>OR</p> <p>About 2 years' experience of socio-logical research at a recognised institution.</p> <p>Qualifications relaxable at Commission's discretion in case of candidates otherwise well qualified.</p> <p><i>Desirable :</i></p> <p>(i) Interest in problems to the Welfare of S.C., S.T., Denotified Communities.</p> <p>(ii) Experience of drafting reports.</p> <p>(iii) Knowledge [of Statistical methods.</p>

DULR

Whether Period Method of rectt. In case of rectt. by If a DPC Circumstances in
age and of whether by direct promotion/transfer, exists which U.P.S.C. is.
educational probation, rectt. or by promo- grades from what is to be consulted in
qualifications if any tion or transfer and which promotion its making rectt.
prescribed percentage of the to be made composition
for the vacancies to be filled
direct by various methods
recruits
will apply
'in the case
of
promotees

8	9	10	11	12	13
No	2 years	Direct rectt. 50%. Promotion failing which by transfer/ deputation 50%	<i>Promotion :</i> Investigator— (Rs. 210—10—290—15 —320—EB—15— 425) Class III— with atleast 5 years' service in the grade.	Class II DPC	As required un- der the rules.

*Transfer on deputa-
tion :—*

Suitable Officers
holding equiva-
lent posts in the
Central or State
Govt. Deptts.

New Delhi, the 20th November 1961

G.S.R. 1389.—Whereas it appears to the Central Government that the property specified in the Schedule below and vested in the Treasurer of Charitable Endowments for the State of Bombay as it existed before the 1st November, 1956, should be vested in the Treasurer of Charitable Endowments for India.

Now, therefore, in exercise of the powers conferred by section 12 of the Charitable Endowments Act, 1890 (6 of 1890), the Central Government hereby directs that the said property shall be vested in the Treasurer of Charitable Endowments for India.

THE SCHEDULE
Maratha War Memorial Fund

[No. F.18/15/60-Judl. II.]

K. THYAGARAJAN, Under Secy.

MINISTRY OF FINANCE

(Department of Revenue)

CUSTOMS AND CENTRAL EXCISE

New Delhi, the 25th November 1961

G.S.R. 1390.—The following draft of rules further to amend the Customs and Central Excise Duties Export Drawback (General) Rules, 1960, which the Central Government proposes to make in exercise of the powers conferred by sub-section (3) of section 43B of the Sea Customs Act, 1878 (8 of 1878) and section 37 of the Central Excises and Salt Act, 1944 (1 of 1944), as in force in India and as applied to the State of Pondicherry, is published as required by the said sub-section (3) of the said section 43B for the information of all persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 26th December, 1961.

2. Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

DRAFT RULES

1. These rules may be called the Customs and Central Excise Duties Export Drawback (General) Amendment Rules, 1961.

2. (a) In the First Schedule to the Customs and Central Excise Duties Export Drawback (General) Rules, 1960 for the existing item at Serial No. 4(D) and entries relating thereto, the following shall be substituted, namely:—

"4(D) Tin plate products, including Tin Containers (filled); Tin Containers (Empty— assembled or unassembled); Tin plate Components of Containers; Tin plate Washers; Components of Mathematical Instrument boxes made of tinplate; Advertisement tablets, Trays, Match-box Covers, Screw Caps and Necks, Stove Cleaning needles and Desk Pads made of Tinplate." Two hundred and seventy-two rupees and thirteen naye paise per metric ton.

(b) In the First Schedule to the Customs and Central Excise Duties Export Drawback (General) Rules, 1960 after sub-item No. 4(G)(40) and entries relating thereto the following shall be added, namely:—

"4(G)(41) Mild Steel products not otherwise specified. Fifty-six rupees and ten naye paise per metric ton.

[No. 133/F. No. 34/256/61-Cus.IV.]

G.S.R. 1391.—The following draft of rules further to amend the Customs and Central Excise Duties Export Drawback (General) Rules, 1960, which the Central Government proposes to make in exercise of the powers conferred by sub-section (3) of section 43B of the Sea Customs Act, 1878 (8 of 1878) and section 37 of the Central Excises and Salt Act, 1944 (1 of 1944), as in force in India and as applied to the State of Pondicherry, is published as required by the said sub-section (3) of the said section 43B for the information of all persons likely to be

affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 26th December, 1961.

2. Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

DRAFT RULES

1. These rules may be called the Customs and Central Excise Duties Export Drawback (General) Amendment Rules, 1961.

2. In the First Schedule to the Customs and Central Excise Duties Export Drawback (General) Rules, 1960 for the existing sub-items No. (G)(15) and (G)(21) at Serial Number 4 and entries relating thereto, the following shall be substituted, namely:—

(i) (G)(15) Mild steel tubular poles, black or galvanised.	Fifty-six rupees & ten naye paise per metric ton.
(ii) (G)(21) Mild steel pipes and tubes, all sorts.	Fifty-six rupees & ten naye paise per metric ton.

[No. 134/F. No. 34/104/61-Cus.IV.]

G.S.R. 1392.—In exercise of the powers conferred by sub-section (3) of section 43B of the Sea Customs Act, 1878 (8 of 1878) and section 37 of the Central Excises and Salt Act, 1944 (1 of 1944), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following further amendment in the Customs and Central Excise Duties Export Drawback (General) Rules, 1960, the same having been previously published as required under the said sub-section (3) of section 43B, namely:—

Amendment

1. These rules may be called the Customs and Central Excise Duties Export Drawback (General) Amendment Rules, 1961.

2. In the Second Schedule to the Customs and Central Excise Duties Export Drawback (General) Rules, 1960, after Serial Number 95 and entries relating thereto, the following shall be added namely:—

“96. Polythene Lined Jute Bags.”

[No. 135/F. No. 34/269/61-Cus.IV.]

G.S.R. 1393.—The following draft of rules further to amend the Customs and Central Excise Duties Export Drawback (General) Rules, 1960, which the Central Government proposes to make in exercise of the powers conferred by sub-section (3) of section 43B of the Sea Customs Act, 1878 (8 of 1878) and section 37 of the Central Excises and Salt Act, 1944 (1 of 1944), as in force in India and as applied to the State of Pondicherry, is published as required by the said sub-section (3) of the said section 43B for the information of all persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 26th December, 1961.

2. Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

DRAFT RULES

1. These rules may be called the Customs and Central Excise Duties Export Drawback (General) Amendment Rules, 1961.

2. In the First Schedule to the Customs and Central Excise Duties Export Drawback (General) Rules, 1960 for the existing entries at Serial Nos. 10 and 11 and entries relating thereto, the following shall be substituted, namely:—

10. Dichromate—

(i) Sodium Dichromate Di-hydrate.	Twenty-two rupees and sixty-five naye paise per tonne.
(ii) Potassium Dichromate	One hundred and twenty-two rupees and fifty naye paise per tonne.

11 Chromic Acid.

Thirty-nine rupees and thirty-five naye paise per tonne.

[No. 136/F. No. 34/94/60-Cus.IV.]

CORRIGENDUM.

New Delhi, the 25th November, 1961

G.S.R. 1394.—In the amendment, in the Ministry of Finance (Department of Revenue) Notification No. G.S.R. 695 (62/F.No. 34/153/60-Cus.IV) dated the 20th May, 1961, for the figure "14" read "15".

[No. 126/F. No. 34/332/61-Cus.IV.]

(Department of Revenue)

CUSTOMS

New Delhi, the 25th November, 1961.

G.S.R. 1395.—In exercise of the powers conferred by sub-section (1) of section 43B of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry the Central Government hereby makes the following further amendment in the notification of the Government of India, in the Ministry of Finance (Department of Revenue) No. G.S.R. 575 (55/F. No. 34, 86/60-Cus.IV) dated the 28th May, 1960, namely:—

Amendment

In the Schedule to the said notification, (a) for Serial No. 12 (D) and entries relating thereto the following shall be substituted, namely:—

"12(D) Tinplate products, including Tin Containers exported filled, empty, assembled or unassembled; Tinplate Washers; Components of Mathematical Instrument boxes; Advertisement Tablets, Trays, Match box Covers, Desk pads. Screw Caps and Necks Stove Cleaning needles made of tinplate and tinplate Components of Containers."

(b) After Serial No. 12(G)(41) and entries relating thereto the following shall be added, namely:—

"12(G)(42) Mild Steel products not otherwise specified."

[No. 122/F. No. 34/256/61-Cus.IV.]

G.S.R. 1396.—In exercise of the powers conferred by sub-section (1) of section 43B of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry the Central Government hereby makes the following further amendment in the notification of the Government of India in the Ministry of Finance (Department of Revenue) No. G.S.R. 575 (55/F. No. 34/86/60-Cus.IV) dated the 28th May, 1960, namely:—

Amendment

In the Schedule to the said notification, for sub-items No. (G)(16) and (G)(21) at Serial Number 12, the following shall be substituted, namely:—

(i) (G)(16) Mild steel tubular poles, black or galvanised.

(ii) (G)(21) Mild steel pipes and tubes and sorts.

[No. 123/F. No. 34/104/61-Cus.IV.]

CORRIGENDUM.

New Delhi, the 25th November, 1961

G.S.R. 1397.—In the amendment, in the Ministry of Finance (Department of Revenue) Notification No. GSR 544 (48/F. No. 244/60-Cus.IV), dated the 22nd April, 1961, for the words "for entry 32" read "for entry 33".

[No. 138/F. No. 34/332/61-Cus.IV.]

J. DATTA, Under Secy.

(Department of Revenue)

MEDICINAL AND TOILET PREPARATIONS

New Delhi, the 25th November 1961

G.S.R. 1398.—In exercise of the powers conferred by section 19 of the Medicinal and Toilet Preparations (Excise Duties) Act, 1955 (16 of 1955), the Central

Government hereby makes the following rules further to amend the Medicinal and Toilet Preparations (Excise Duties) Rules, 1956, namely:—

1. These rules may be called the Medicinal and Toilet Preparations (Excise Duties) Fourth Amendment Rules, 1961.
2. In the Medicinal and Toilet Preparations (Excise Duties) Rules, 1956, under the heading 'NON-PHARMACOPOEIAL PREPARATIONS' and the sub-heading 'Medicated Wines' the entry 'VINCARNIS' shall be omitted.

[No. 19.]

L. M. KAUL, Dy. Secy.

MINISTRY OF FOOD & AGRICULTURE
(Department of Agriculture)

ORDER

New Delhi, the 16th November 1961

G.S.R. 1399.—In pursuance to clause 3 of the Fertilizer (Movement Control) Order, 1960, I, the Joint Secretary to the Government of India in the Ministry of Food and Agriculture (Department of Agriculture) hereby authorise the following officers to issue the export permits referred to in that clause, namely:—

1. The Regional Director (Food), Eastern Region, Calcutta.
2. The Joint Director (Food), Eastern Region, Calcutta.
3. The Deputy Director (Food), Southern Region, Madras.
4. The State Director of Agriculture, Government of Kerala, Trivandrum.

[No. F. 27-1/61-M.T.]

AMEER RAZA, Jt. Secy.

(Department of Food)

ORDER

New Delhi, the 17th November 1961

G.S.R. 1400.—In pursuance of Sub-Clause (b) of clause 2 of the Wheat Roller Flour Mills (Licensing and Control Order, 1957, the Central Government hereby rescinds the Order published under G.S.R. 500 dated the 30th April, 1960 in the Gazette of India Part II Section 3 sub-section (1) with effect from the 15th October, 1961.

[No. 2/1/61-FM.]

S. BANSI, under Secy.

MINISTRY OF TRANSPORT AND COMMUNICATIONS
(Departments of Communications and Civil Aviation)

New Delhi, the 17th November 1961

G.S.R. 1401.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following rules to amend the Wireless, Planning and Co-ordination, Radio and Cable Board and Monitoring Organisation (Technical Officers and Staff) Recruitment Rules, 1960, published with the notification of the Government of India in the Ministry of Transport & Communications (Departments of Communications and Civil Aviation) G.S.R. No. 524, dated the 5th April, 1961.

1. These rules may be called the Wireless, Planning and Co-ordination, Radio and Cable Board and Monitoring Organisation (Technical Officers and Staff) Recruitment Amendment Rules, 1961.

2. For rule 5 of the Wireless Planning and Co-ordination, Radio and Cable Board and Monitoring Organisation (Technical Officers and Staff) Recruitment Rules, 1960 (hereinafter referred to as the said Rules), the following rules shall be substituted, namely:—

“Disqualifications.”—5(a) No person, who has more than one wife living or who having a spouse living, marries in any case in which such marriage is void by reason of its taking place during the life-time of such spouse, shall be eligible for appointment to service; and
(b) No woman, whose marriage is void by reason of the husband having a wife living at the time of such marriage or who has married a person who has a wife living at the time of such marriage, shall be eligible for appointment to service:

Provided that the Central Government may, if satisfied that there are special grounds for so ordering, exempt any person from the operation of this rule.

3. Against items 3(a) and (b) of the Schedule to the said rules, in column 7, the following entry shall be inserted, namely:—

“Desirable.”—(i) Knowledge of International Telecommunications.
(ii) Working knowledge of French and/or Spanish.
(iii) Experience in research and development work on problems associated with telecommunication.”

4. Against items 4(a) and (b) of the Schedule to the said rules, from column 7, the following entry shall be omitted, namely:—

“Desirable.”—(i) Knowledge of International Telecommunications.
(ii) Working knowledge of French and/or Spanish.
(iii) Experience in research and development work on problems associated with telecommunication.”

5. In the Schedule to the said rules, items ‘Technical Assistant, Grade II’, ‘Technician Grade I’, ‘Technician Grade II’, ‘Draftsman’ and ‘Driver’ shall respectively be numbered as items 6, 7, 8, 9 and 10.

6. Against items “6. Technical Assistant Grade II”, “7. Technician Grade I” and “8. Technician Grade II” of the Schedule to the said rules, for the entry “Between 18 and 25 years”, the following entry shall be substituted, namely:—

“Between 20 to 30 years.”

7. Against item “10. Driver” of the Schedule to the said rules,

(a) in column 6, for the entry “Between 18 and 25 years”, the following entry shall be substituted, namely:—

“Between 22 to 35 years.”

(b) in column 10, after the existing entry, the following entry shall be inserted, namely:—

“(The Employment Exchange will be contacted only if there are no suitable candidates from amongst Class IV employees of the Department.)”

[No. 5-E(67)/61.]

S. C. JAIN, Under Secy.

MINISTRY OF WORKS, HOUSING & SUPPLY

New Delhi, the 17th November 1961

G.S.R. 1402.—In exercise of the powers conferred by the proviso to article 309 of the Constitution, the President hereby makes the following rules, namely:—

1. **Short title.**—These rules may be called, Hotel Janpath, New Delhi (Superintendent) Recruitment Rules, 1961.

2. **Application of the Rules.**—These rules shall apply to the post specified in column 1 of the Schedule annexed hereto.

3. Classification, age limit and method of recruitment.—The classification, age limit, the qualifications, the method of recruitment and other matters relating to the post shall be as specified in columns 2 to 11 of the said schedule:

Provided that the age limit specified in column 6 of the aforesaid Schedule may be relaxed in the case of candidates belonging to the Schedule Castes, Schedule Tribes or displaced persons and other special categories of persons in accordance with general orders issued by the Government of India from time to time.

4. Disqualifications.—No person who has more than one wife living or who having a spouse living, marries in any case in which such marriage is void by reason of its taking place during the life-time of such spouse, shall be eligible for appointment to the posts; and

(b) no woman whose marriage is void by reason of the husband having a wife living at the time of such marriage or who has married a person who has a wife living at the time of such marriage, shall be eligible for appointment to the posts:

Provided that the Central Government may, if satisfied, that there are special grounds for so ordering, exempt any person from the operation of this rule.

Name of post	No. of posts	Classification	Scale of Pay	Whether Selection or Non-selection post.	Age limit for direct recruitment
1	2	3	4	5	6

Superintendent 1 (one)		Class—III Non-Gazetted— Ministerial	Rs. 350—20—450 25—475	Does not apply.	25 to 35 years—the upper age limit being relaxable up to 40 years in the case of a candidate otherwise well qualified.
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Educational and other qualifications	Whether columns 6 and 7 will apply for promotion	Period of Probation, if any	Method of recruitment or by direct recruitment or by transfer grade from promotion or transfer which promotion is to be made	In case of recruitment by promotion/and percentage of vacancies to be filled by various methods
7	8	9	10	11
(i) Intermediate/Senior Cambridge/Higher Secondary or equivalent.	Not applicable	Two years	Direct recruitment— 100%	Does not apply
(ii) A minimum experience of 5 years of establishment work in a Government or semi-Government office. Should be well-versed in noting and drafting.				

[No. 5(9)/61-EEIL.]

R. C. MEHRA, Under Secy.

(Central Boilers Board)

New Delhi, the 18th November, 1961.

G.S.R. 1403.—The following draft of Certain regulations further to amend the Indian Boiler Regulations, 1950, which the Central Boilers Board proposes to make in exercise of the powers conferred by section 28 of the Indian Boilers Act, 1923, (5 of 1923), is published as required by sub-section (1) of section 31 of the said Act, for the information of all persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after the 30th November, 1961.

Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Boilers Board. Such objections or suggestions should be addressed to the Secretary, Central Boilers Board, Ministry of Works, Housing and Supply, North Block, New Delhi.

Draft Amendment

These Regulations may be called the Indian Boilers (Amendment) Regulations, 1961.

2. In the Indian Boiler Regulations, 1950, after Regulation 395, the following shall be inserted, namely:—

"395 A Inspection Fees for Boilers and Parts thereof Constructed in India.

(1) The inspection fee for boilers shall be calculated on the following basis:

- (i) at three times the registration fee for a boiler of riveted construction,
- (ii) at four times the registration fee for a boiler of welded construction.

(2) Fees for inspections of boiler scantlings shall be charged as under:—

- (i) upto 10 square feet (0.929 sq. metre) of outside surface—nil.
- (ii) above 10 square feet (0.929 sq. metre) of outside surface—one half of the registration fee of the boiler for which the part is intended.

(3) Fees for inspection of tubes shall be charged at rupees twenty only per metric ton or a fraction thereof".

[No. S&PII/BL-333 (1)/54.]

G.S.R. 1404.—In exercise of the powers conferred by section 28 of the Indian Boilers Act, 1923, (5 of 1923), the Central Boilers Board hereby makes the following regulations further to amend the Indian Boiler Regulations, 1950, the same having been previously published as required by sub-section (1) of section 31 of the said Act, namely:—

1. These Regulations may be called the Indian Boiler (Sixteenth Amendment) Regulations, 1961.
2. In the Indian Boiler Regulations, 1950, in Regulation 282:—
 - (i) for item (iv) of clause (a), the following item shall be substituted, namely:—
 - (iv) Bronze Castings shall comply with the following requirements, namely:—

Chemical Compositions.

Tin	.	.	5.5 to 8 per cent.
Lead.	.	.	2 per cent maximum.
Zinc	.	.	3 to 5 per cent
Nickel	.	.	1 per cent.

Total of all elements other than copper and } 0.3 per cent maximum.
those set out above Balance

Copper

Physical Properties

Sand cast (separately cast)	Ultimate tensile Strength 23 Kg./mm ² (14.5 tons / sq. in.)
	Elongation per cent minimum on standard test piece C" 12

(2) In clause (c) for the figures, symbol and abbreviation "425°F", the figures, symbol and abbreviation "435°F", shall be substituted.

[No. S&PII/BL-9(21)/60.]

G.S.R. 1405.—The following draft of certain regulations further to amend the Indian Boiler Regulations, 1950, which the Central Boilers Board proposes to make in exercise of the powers conferred by section 28 of the Indian Boilers Act, 1923, (5 of 1923), is published as required by sub-section (1) of section 31 of the said Act, for the information of all persons likely to be affected thereby; and notice is hereby given that the said draft will be taken into consideration on or after 15th December, 1961.

Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Boilers Board. Such objections or suggestions should be addressed to the Secretary, Central Boilers Board, Ministry of Works, Housing and Supply, North Block, New Delhi.

Draft Regulations

1. These Regulations may be called the Indian Boiler (Amendment) Regulations, 1961.

2. In the Indian Boiler Regulations, 1950, after clause (b) of Regulation 8, the following note shall be added, namely:—

"NOTE.—For the purpose of this Regulation, certificates issued by an authority empowered in this behalf by or under the law in force in foreign country in respect of boilers manufactured in that country and containing the particulars required to be specified in the certificates referred to in Regulation 4 may be accepted".

[No. S&PII/BL-9(20)/61.]

A. BHAWANISHANKAR,
Secy., Central Boilers Board

MINISTRY OF INFORMATION AND BROADCASTING

New Delhi, the 16th November 1961

G.S.R. 1406—In exercise of the powers conferred by the proviso to article 300 of the Constitution, the President hereby makes the following Rules for regulating the method of recruitment to certain Class II (Non-gazetted) posts in the Research and Reference of the Ministry of Information and Broadcasting of the Government of India, namely:—

1. **Short title.**—These Rules may be called the Research and Reference Division (Class II (Non-gazetted) posts) Recruitment Rules, 1961.

2. **Application.**—These Rules shall apply for recruitment to the posts specified in column 1 of the Schedule annexed hereto.

3. **Classification, Scales of pay, Method of Recruitment, Age Limit, etc.**—The classification, scales of pay, method of recruitment, age limit and other matters pertaining to the posts shall be as specified in columns 3 to 13 of the said Schedule:

Provided that:—

- (1) the age limit specified in column 6 of the said Schedule may be relaxed in the case of candidates belonging to the Scheduled/Castes and the Scheduled Tribes, displaced persons and other special categories in accordance with general instructions issued from time to time by the Central Government;
- (2) the posts required to be filled by promotion may be filled by direct recruitment if no suitable candidate is available for appointment thereto by promotion.

4. Disqualification.—When any post specified in column 1 of the said Schedule is to be filled by direct recruitment, no male candidate who has more than one wife living and no female candidate marrying a person having already a wife living shall be eligible for appointment to that post.

Provided that the Government of India may after being satisfied that there are special grounds for doing so exempt any such candidate from the operation of this rule.

5. Trial or Probation.—All persons appointed whether by direct recruitment or by promotion to the posts specified in column 1 of the said Schedule shall be on probation or trial for a period of 2 years according as the appointment is in a permanent or temporary vacancy. The period of probation or trial, as the case may be, may be curtailed or extended at the discretion of the appointing authority.

Name of post.	No. of posts.	Classification.	Scale of pay.	Whether selection post or non-selection post.	Age limit for direct recruits.	Educational and other qualifications required for direct recruits.
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	1	2	3	4	5	6	7
Superintendent, Research and Reference Division.	I	G. C. S. Class II (Non-Gazetted)	Rs. 450—25— 575.	N. A.	Below 40 years (Relaxable for Government servants).	<i>Essential</i> :— (i) Degree of a recognised University. (ii) About 5 years experience of Administration/Accounts/Establishment work in a responsible capacity in a Government department or Commercial concern of repute.	<i>Desirable</i> :— Exserience of Publicity work.

Whether age and educational qualifications prescribed for the direct recruits will apply in the case of promotees.	Period of probation, if any.	Method of recruitment whether by direct recruitment or by promotion/ transfer & percentage of the vacancies to be filled by various methods.	In case of rectt. by promotion/ transfer, grades from which promotion to be made.	If a Departmental Promotion Committee exists	Circumstances in which Union Public Service Commission is to be consulted in making recruitment.
8	9	10	11	12	13

N. A.	2 years	Direct recruitment.	N. A.	N. A.	As required under the rules.
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[No. 16/3/60-I(A).]

D. R. KHANNA, Under Secy.

MINISTRY OF COMMERCE AND INDUSTRY

New Delhi, the 16th November 1961

G.S.R. 1407.—In exercise of the powers conferred by section 27 of the Khadi and Village Industries Commission Act, 1956 (61 of 1956), the Commission hereby makes, with the previous sanction of the Central Government, the following regulations to amend the Khadi and Village Industries Commission (Contributory Provident Fund) Regulations, 1958, published with the notification of the Government of India in the Ministry of Commerce and Industry No. S.O. 965 dated the 26th May, 1958, namely:—

1. (1) These Regulations may be called the Khadi and Village Industries Commission (Contributory Provident Fund) (Second Amendment) Regulations, 1961.

(2) These Regulations shall be deemed to have come into force on the first day of April, 1961.

2. In the Khadi and Village Industries Commission (Contributory Provident Fund) Regulations, 1958, (hereinafter referred to as the said Regulations), for Regulations 7 & 8 and the headings thereto, the following headings and regulations shall be substituted, namely:—

“7. Types of Provident Fund.—Provident Fund subscription shall be—

- (i) compulsory, and
- (ii) voluntary.

8. Conditions and Rates of compulsory Subscription.—(1) The compulsory subscription shall be subscribed to the Fund monthly except during the period of suspension and leave without pay;

Provided that a subscriber on re-instatement, if the period passed under suspension is treated either as duty or leave with allowance, shall subscribe one-twelfth of the emoluments allowed for the period of suspension.

(2) The amount of compulsory subscription shall be one-twelfth of the subscriber's emoluments in a month which shall be calculated to the nearest Naya paise.

(3) A subscriber, who has withdrawn the amount of subscriptions and interest thereon under regulation 17, shall not subscribe to the Fund after such withdrawal unless and until he returns to duty.

8. (A) Conditions and Rates of Voluntary Subscription.—(1). A subscriber may, at his option subscribe monthly to the Fund any amount consisting of a sum of whole rupees, over and above the compulsory subscription:

Provided that the total subscription including both the compulsory and voluntary shall not exceed the monthly emoluments to which the subscriber is entitled on the prescribed date.

Note: (1) the prescribed date shall be—

(a) in the case of an employee who was a subscriber on the 31st March of the preceding year, the 31st March;

(b) in the case of an employee who has joined the Fund for the first time on any date subsequent to 31st March, the date of his joining the Fund:

Provided that if the emoluments of the subscriber are of a fluctuating nature they shall be calculated in such manner as the Chief Executive Officer may direct.

(2) In the case of a subscriber on leave with allowance on the prescribed date "emoluments" for the purpose of this regulation shall be the emoluments that he would be entitled to, had he been on duty at that date.

(2). A subscriber shall intimate the fixation of the amount of his monthly voluntary subscription, if any, in each year in the following manner:—

(a) In the case of an employee who draws his own pay bills,—

(i) If he is already a subscriber on the 31st March of the preceding year, by showing the amount which he deducts in this behalf

from the emoluments of the month of March of that year payable in April following, prominently in the Provident Fund Schedule with suitable remarks:

(ii) if he has become a subscriber from a date subsequent to 31st March, by the deduction which he makes in this behalf from his pay bill for the month during which he joins the Fund a prominent remark being given in the Provident Fund Schedule.

(b) In the case of an employee who does not draw his own pay bills,—

(i) if he is a subscriber on the 31st March of the preceding year, by a written communication to his drawing officer, before the end of February of that year.

(ii) if he becomes a member from a date subsequent to 31st March, by a separate communication sent along with the application for membership to the Provident Fund.

(3). The subscriber shall subscribe at a constant monthly rate towards the voluntary portion of his Provident Fund, while on duty or on foreign service or on deputation or on leave other than leave on half average pay or leave without pay.

(4). The subscriber may change his rate of voluntary subscription or decide not to make voluntary subscription from the beginning of any financial year in the manner laid down in sub-regulation (2) above:

Provided that omission to make due and timely intimation to discontinue voluntary subscription shall be deemed to constitute an election to subscribe at the current rate for the subsequent year:

Provided further that if a subscriber is on duty and/or leave on average pay for a part of a month and leave on half average pay or leave without pay for the rest of that month, the amount of the voluntary subscription payable shall be proportionate to the number of days spent on duty and/or leave on average pay in the month rounded off to the next higher rupee.

(5). A subscriber who has under regulation 17 withdrawn the amount of subscription and interest thereon shall not subscribe to the Fund after the withdrawal unless and until he returns to duty."

3. For regulation 10 of the said Regulations, the following regulation shall be substituted, namely:—

"10. (1) The Commission shall at the end of each year, that is, on the 31st March, make a contribution, to the account of each subscriber equal to the compulsory subscription paid by the subscriber as per regulation 8:

Provided that in the case of temporary employees the contribution shall be of a provisional character only;

Provided further that if a subscriber quits service or dies during the year, proportionate contribution shall be credited to his account for the period between the close of the preceding year or the date of his joining the Fund whichever is later and the date of the occurrence of the event.

(2) The amount of any contribution payable in respect of the period of foreign service, shall, unless it is recovered from the foreign employer, be recovered by the Commission from the subscriber.

(3) The amount of the contribution payable by the Commission shall be rounded off to the nearest naya paisa."

4. In regulation 11 of the said regulations,—

(i) for clause (iv) of sub-regulation (2), the following clause shall be substituted, namely:—

"(iv) the total amount of interest shall be rounded off to the nearest naya paisa:

Provided that when the amount standing at the credit of the subscriber has become payable, interest shall be credited under this sub-regulation only in respect of the period from the beginning of the current year or from the date of deposit, as the case may be, up to

the end of the month preceding that in which payment is made, or upto the end of the sixth month after the end of the month in which such amount becomes payable, whichever of those periods be less: Provided further that where the Accounts Officer has intimated to that person or his agent a date on which he is prepared to make payment in cash, or has posted a cheque in payment to that person, interest shall be payable only up to the end of the month preceding the date so intimated or the date of posting the cheque, as the case may be";

(ii) sub-regulation (4) shall be omitted.

V. SUBRAMANIAN, Chief Executive Officer,
Khadi & Village Industries Commission.

[No. 7(2)/61-KVE.]

A. VISVANATH, Dy. Secy.

(Department of Company Law Administration)

New Delhi, the 18th November 1961

G.S.R. 1408.—In exercise of the powers conferred by clauses (a) and (b) of sub-section (1) of section 642 of the Companies Act, 1956 (1 of 1956), the Central Government hereby makes the following rules further to amend the Companies (Central Government's) General Rules and Forms, 1956, namely :—

The Companies (Central Government's) General Rules and Forms

1. The rules may be called "The Companies (Central Government's) General Rules and Forms (Fourth Amendment) Rules, 1961".

2. In rule 22 of the Companies (Central Government's) General Rules and Forms, 1956 (hereinafter referred to as the said rules), after sub-rule (2), the following provisos shall be inserted, namely :—

"Provided that the fees payable to the Registrar may be paid also through cheques or bank drafts drawn on and payable at banks located at the same city or town as the office of the Registrar :—

Provided further that, where a fee payable to the Registrar is paid through cheques or bank drafts as aforesaid, it shall not be deemed to have been paid unless and until the relevant cheques or drafts are cashed and the amount realised. ";

3. In Annexure A to the said rules,—

(i) in Form No. 1A—

(a) in item 4, the following shall be inserted at the end, namely :—

"and details of remuneration payable." ;

(b) the following shall be inserted as item 11, namely :—

"11. Whether the company is acting as the managing agents or secretaries and treasurers of any public company or companies. If so, state whether a separate application was/has been made under section 346 of the Act. The number and date of such application and of the Central Government's decision thereon, if known, shall also be indicated." ;

(ii) In Form No. 24A—

(a) for the words "I, the undersigned," the following shall be substituted, namely :—
"I *.....";

(b) for the words "I hold in my own name", the following shall be substituted, namely :—
"I hold..... in my own name

"I hold..... jointly in my name and the name(s) of" ; and

(i) the following foot-note shall be inserted at the end namely :—

“State the name of the concerned director.” ;

(ii) for the existing Form No. 25, the following Form shall be substituted, namely :—

FORM No. 25

“Registration No.
of Company
Nominal Capital Rs.

The Companies Act, 1956

Form of application to the Central Government for appointment or re-appointment of
Managing Agents

Secretaries and Treasurers

Pursuant to sections 326 and 379

(This form shall also be used for the purposes of obtaining the approval of Central Government for the first time in respect of any matter specified in sections 329, 343, 346 and 352.)

1. Name of the Company together with the address of its registered office and the date of its registration.
2. Principal line(s) of business of the company.
3. Detailed existing capital structure of the company and in the case of a new company the proposed capital structure.
4. Proposal for which Government's approval is sought and the reasons therefor.

5. Nature of the existing form of management :—

- (i) Is the company managed by—
 - (1) Board of directors
 - (2) Managing/Whole-time director
 - (3) Managing Agent
 - (4) Secretaries and Treasurers
 - (5) Manager.

Give full details.

- (ii) Number of shares if any, held by existing management in the share capital of the company.
- (iii) Particulars about remuneration payable to existing management. [Please indicate separately bonus, commission, salary and perquisites and minimum remuneration payable under section 198(4).]
- (iv) Nature of services rendered by the existing management for which the remuneration mentioned above is being paid.
- (v) Whether any other remuneration is payable to the existing management and, if so, in what capacity and how much.
- (vi) Whether any arrangement exists under which existing management are sharing their remuneration with other party or parties. If so, give details and reasons therefor.
- (vii) If the company is managed by a secretaries and treasurers, the amount of expenses reimbursed to them under section 354 during each of the last three years. Give details of the items together with amounts for which such reimbursement has been made.
- (viii) Earnings under sections 356 to 359 during each of the last three years of—
 - (a) the existing managing agents
secretaries and treasure
 - (b) their associates.
- (ix) Name of the directors and the extent of their shareholdings ;

(x) Particulars of commission, allowance and fees or salaries and perquisites payable to directors.

(Note.—(a).—7.—copies of the partnership deed if the existing managing agents secretaries and treasurers is a firm should be supplied.

NOTE (b).—If the managed company is a private company 7 copies of the list of shareholders together with the numbers of shares held by each should be supplied.)

6 Nature of the proposed form of management of the company for which Government's approval is now being sought

(i) Names and other particulars (including qualifications and business experience of the directors partners of the proposed managing agents secretaries and treasurers)

(Note.—If the proposed managing agent is a private company 7 copies of the list of its shareholders together with number of shares held by each should be furnished.)

(ii) Number of shares held and/or proposed to be held by the proposed managing agent secretaries and treasurers in the company.

(iii) Particulars about remuneration to be paid to the proposed managing agent secretaries and treasurers

(iv) Nature of services to be rendered by the proposed managing agent secretaries and treasurers as such for which the remuneration indicated above is to be paid

(v) Whether any other remuneration is to be paid to the proposed managing agents secretaries and treasurers and, if so, in what capacity

(vi) Whether arrangements for sharing remuneration with other party or parties have to be entered into by the proposed managing agents secretaries and treasurers. If so, give details and reasons therefor

(vii) Estimated amount of the earnings expected to be derived from any arrangements already entered into or proposed to be entered into with the future managing agents his secretaries and treasurers associates in terms of sections 356 to 359.

(viii) Particulars of commission, allowances and fees and salaries and perquisites proposed to be paid to directors of the company.

(Note.—7.—copies of the proposed agreements with managing agents secretaries and treasurers should be supplied and also 7 copies of the Partnership deed if the proposed managing agents secretaries and treasurers is a firm.)

(ix) Nature of any other business in which the proposed managing agents secretaries and treasurers are engaged

(x) Reasons in support of the proposal to appoint a managing agent secretaries and treasurers for managing the affairs of the company instead of adopting other forms of management allowed under the Act

(xi) Names of the partners of the proposed managing agency firm or company and if any of them is deemed to be acting as managing agents of any other companies within the meaning of section 332(4), give particulars of those other managed companies including the names of their managing agents.

(xii) Money value of the contracts entered into or proposed to be entered into with the managing agents or their associates for purchase, sale or supply of any secretaries and treasurers property movable or immovable under section 360 of the Act.

(xiii) Money value of contracts entered into or proposed to be entered into with the managing agents or their associates for supply or rendering of services secretaries and treasurers under section 360 of the Act.

7. The manner in which the controlling interest of the new managing agent in the company was acquired whether—

(i) by transfer of the shareholdings of old

managing whole-time director

managing agent

secretaries and treasurers

manager and/or

(ii) by purchase of shares from the open market.

(NOTE:—The price and other terms on which shares were transferred or purchased as well as all other necessary details under the above heads should be given.)

8. Whether there is any arrangement by which the

managing agents are required to stand guarantee for any loan taken by the secretaries and treasurers company and, if so, whether they charge any guarantee commission for the purpose.

Particulars of the loans so guaranteed by the managing agents secretaries and treasurers during the last five years, together with the commission paid to them during each year should be given.

9. Particulars of the long-term or short-term loans granted to the company by the managing agents

secretaries and treasurers together with the interest charged thereon during each of the last five years and the amount of the loan at present outstanding.

10. Nature of the non-managerial services, if any, rendered or proposed to be rendered to the company by the managing agents secretaries and treasurers together with the payment, if any, paid to them in return for such services during the last five years or proposed to be paid.

11. Whether the company has appointed separate selling or buying agents and whether the managing agents secretaries and treasurers have any direct or indirect interest therein.

12. Whether the managing agency company is a subsidiary of any other company and, if so, the name of such company and the extent of its holdings.

13. Compensation, if any, payable by the company to the outgoing

managing whole-time director

managing agent

secretaries and treasurers

manager

and whether it is in accordance with the terms of the relevant agreement.

14. Names of other companies managed by the proposed

managing agent

secretaries and treasurers

(Attention is invited in this connection to section 332 of the Companies Act, 1956.)

NOTE:—Subject to the proviso to rule 3A, a copy of the audited accounts, together with the Directors' and Auditors' reports, for all such companies for the previous three years should be submitted under this head.

15. Names of other companies in which directors of the company hold directorships.

16. (A) The effective capital of the company on the date of the last balance sheet calculated as follows:—

	Rs.
(i) Paid-up capital
(ii) Share premium
(iii) Reserves and surpluses
(iv) Long term loans
(a) Secured
(b) Unsecured
TOTAL	Rs.

Less Long term loans and investments made by the company

Total effective capital

(B) Total accumulated loss and preliminary expenses not written off

17. Working results of the company for the last three years:

	Year ending	Year ending	Year ending
(1) Paid-up capital
(2) Sales/Turnover
(3) Net profits/Loss as calculated in accordance with sections 349-351 of the Act
(4) Directors' remuneration if any (excluding sitting fees)
(5) Managing agents'/ secretaries and treasurers' remuneration
(6) Dividend declared on equity shares
(7) Percentage which the total managerial remuneration bears to the net profits

NOTE: Item Nos. 16 and 17 should be filled in only by companies which have commenced business. For companies which have been newly registered but have not yet commenced business or whose accounts have not yet been audited, the following information/documents should be furnished:—

- (a) Two copies of the prospectus, if any, issued by the company.
- (b) Full particulars of the capital proposed to be raised by the company in the near future and also the particulars of long-term loans which the company proposes to raise indicating the source from which the loans are to be obtained.
- (c) The date on which the company expects to commence business and/or start production.
- (d) Considerations on which the proposed remuneration of the managing agents secretaries and treasurers has been fixed.
- (e) Estimated turnover and profits of the company during the next three years.
- (f) Whether the requisite licence, if any, as required under the Industries (Development and Regulation) Act, 1951 has been obtained.
- (g) Extent of foreign collaboration, if any, involved in the managed company.
- (h) Whether the foreign collaborators propose to hold shares in the managing agency company and, if so, the extent and justification therefor.

18. Working results of the managing agents if a body corporate for the last three years:

	Year ending	Year ending	Year ending
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- (1) Paid-up capital
- (2) Reserves and Surplus
- (3) Net profits/loss as per profit and loss account
- (4) Remuneration paid to managing or whole-time directors or other directors
- (5) Total accumulated losses

(NOTE: Item 18 should be filled in only by bodies corporate which have commenced business.)

19. Do the articles of association provide for the appointment of managing agent secretaries and treasurers? If not, please indicate the authority under which the proposed appointment is to be made.

20. 7 certified copies of the resolution passed by the shareholders of the company sanctioning the proposal for which Government's approval has been sought.

21. The names of the English newspaper and of the vernacular newspaper in which notices under section 412 have been published along with the dates thereof.

(NOTE: Two certified copies each of the notices are to be enclosed.)

I/We solemnly declare that the facts stated in this application are true to the best of my/our knowledge and the other facts are true to the best of my/our information and belief.

Signature
Designation (*)

Dated this day of 19 .

(*) State whether Director, Managing Director, Whole-time Director, Managing Agents, Secretaries and Treasurers, Manager or Secretary.

(NOTE:—(i) Except as provided in the provisos to rule 3A, 2 copies of the existing Articles of Association of the company, 2 copies of the draft Articles of Association which are proposed to be substituted for the existing Articles of Association and a copy of the Resolution passed by the company at its general meeting 7 copies of the existing agreement with the managing agents secretaries and treasurers

7 copies each of the audited accounts, Directors' Report and Auditors' Report of the managed company as well as of the Managing Agent or Secretaries and Treasurers for the last 2 years should also accompany this statement.

(ii) Pursuant to the Companies (Fees on Applications) Rules, 1961, fee as prescribed therein is payable on your application. The amount involved should be paid into the Reserve Bank of India or any other Bank acting as the agent of the Reserve Bank or into a Government treasury for credit to the Public Account of India under the head "XXXVI-Miscellaneous Departments—Miscellaneous—Registration of Joint Stock Companies." The appropriate treasury challan in token of the payment should then be forwarded to this Department along with the application.)".

(iv) after Form No. 25, the following Forms shall be inserted, namely:—

FORM NO. 25A

"Registration No.
of Company.....
Nominal Capital Rs.....

THE COMPANIES ACT, 1956

Form of application to the Central Government for appointment or re appointment of managing director and Manager.

Pursuant to sections 269, 311 and 388

1. Name of the company; address of its registered office ; date of its registration and its main business.
2. Details of the existing capital structure of the company and in the case of new companies of the proposed capital structure.
3. The proposal for which Central Government's approval is sought and the reasons therefor.
4. Nature of the existing form of management :—
 - (i) Is the company managed by—
 - (a) Board of Directors;
 - (b) managing director;
 - (c) managing agents
Secretaries and treasurers ;
 - (d) manager.

Give full details including the date from which the arrangement has been at work.
 - (ii) Particulars of remuneration including bonus, commission, salary and perquisites payable to
 - managing director
 - whole-time
 - managing agents
 - secretaries and treasurers.

Total amount, if any, payable as minimum remuneration under section 198(4).
 - (iii) Nature of services rendered by
 - managing
 - whole-time
 - managing agents
 - secretaries and treasurers
 - manager

as such for which the remuneration mentioned above is being paid.
 - (iv) Particulars of any other remuneration payable to
 - managing director
 - whole-time
 - managing agents
 - secretaries and treasurers
 - manager
 - whether in their capacity as
 - managing director
 - whole-time
 - managing agents
 - secretaries and treasurers
 - manager
 - or otherwise.
 - (v) Particulars of remuneration payable under any current arrangements to a relative of a
 - managing director or to an associate of
 - whole-time
 - managing agents
 - secretaries and treasurers.
 - (vi) Names of directors and extent of their shareholdings.
 - (vii) Particulars of commission, allowances and fees or salaries and perquisites payable to directors.
5. Nature of the proposed form of management of the company :—
 - (i) Particulars including qualifications and business experience of the proposed
 - managing director
 - whole-time
 - manager.
 - (ii) If the proposed managing director whole-time was previously under the employment of the manager, particulars of the post held by him and the remuneration drawn by him in that post during the last 3 financial years.

(iii) Particulars about remuneration (including bonus, commission, perquisites and the money value thereof) proposed to be paid to the managing whole time director
manager.

(iv) Nature of services to be rendered by the managing whole-time director as such for which the manager

remuneration proposed above is to be paid.

(v) Particulars of any other remuneration proposed to be paid to the managing whole-time director
manager whether in their capacities as
managing whole-time director or otherwise.
manager

(vi) Estimated amount of remuneration (if any), payable under any arrangements to a relative of a managing whole-time director
manager.

(vii) Particulars of commission, allowances and salaries and perquisites and money value thereof proposed to be paid to directors ; and

(viii) Whether the managing whole-time director manager suffers from any of the disqualifications mentioned in section 267/385 of the Companies Act, 1956.

(NOTE.—7 copies of agreements, if any, with managing whole-time director
manager, should be supplied.)

6. (i) Do the Articles of Association provide for the appointment of managing whole-time director or manager (Give reference to them); if not, please indicate in full details the authority under which the proposed appointments are to be made.

(ii) Has the proposal for which Government's approval has been sought been approved by the Board of directors of the company or by the company in general meeting ? If so, seven copies of the relevant resolution should be supplied.

(iii) If the proposal involves any increase in the number of managing or whole-time directors or if the proposal is initially to appoint more than one managing or whole-time director, the full reasons justifying the same and also the division of duties and responsibilities between the managing/whole-time directors should be furnished.

(iv) The names of newspapers in which the notices under section 412 have been published along with the dates thereof.

(NOTE :—Two copies of each of the notices are to be enclosed).

7. Whether the company has appointed separate selling or buying agents and the interest, direct or indirect, of the directors and manager, therein. The names of the directors, as the case may be, of such buying and selling agents should also be given.

8. Compensation, if any, payable by the company to the outgoing managing whole-time director
manager
secretaries and treasurers
managing agents

and whether it is in accordance with the terms of the relevant agreement.

9. Particulars of any other company managed by the managing director and remuneration payable to him by that company.

(Attention is invited in this connection to section 316/317 and 386 of the Companies Act, 1956.)

10. Names of other companies in which directors of the company hold directorships.

II. A. The effective capital of the company as on the date of the last balance sheet calculated as follows :—

B. Total accumulated losses and preliminary expenses not written off

12. Working results of the company for the last three years:

	Year ended			
	19.—	19	19.—	19;19.—19.
(i) Paid-up capital				
(ii) Turnover				
(iii) Net profits under section 198				
(iv) Directors' or Manager's remuneration :				
(a) Sitting fees				
(b) Commission				
(c) Managing <u>whole-time</u> director's				
Manager's				remuneration :-
(i) Salary				
(ii) Commission				
(iii) Perquisites and money value thereof.				

(v) Dividend (Rate and quantum) declared on equity shares.
 (vi) Percentage which the total managerial remuneration bears to the net profits.

NOTE : Items Nos. 11 and 12 should be filled in only by companies which have commenced business. For companies which have been newly registered but have not yet commenced business or whose accounts have not yet been audited, the following information/documents should be furnished:—

- (a) Two copies of the prospectus, if any, issued by the company.
- (b) Full particulars of the capital proposed to be raised by the company in the near future and also the particular of long term loans which the company proposes to raise indicating the source from which the loans are to be obtained.
- (c) The date on which the company expects to commence business and/or start production.
- (d) Considerations on which the proposed remuneration of the managing whole-time director
manager has
been fixed.
- (e) Estimated turnover and profits of the company during the next three years.
- (f) Whether the requisite licence, if any, as required under the Industries (Development & Regulation) Act, 1951, has been obtained.
- (g) extent of foreign collaboration, if any, involved.]

I/We solemnly declare that the facts stated in this application are true to the best of my/our knowledge and the other facts are true to the best of my/our information and belief.

Signature

Designation()*

Dated this day of 19 .

(*) State whether Director, Managing Director, Whole-time Director, Managing Agent, Secretaries and Treasurers, Manager or Secretary.

[NOTE :

- (i) Except as provided in the provisos to rule 3A, 2 copies of the existing Articles of Association of the company, 2 copies of the draft Articles of Association which are proposed to be substituted for the existing Articles of Association and a copy of the Resolution passed by the company at its general meeting or by the Board of Directors, as the case may be, and seven copies each of the audited accounts, directors' report and auditors' report of the company for the last two years should also accompany this statement.
- (ii) Pursuant to the Companies (Fees on Applications) Rules, 1961, fee as prescribed therein is payable on your application. The amount involved should be paid into the Reserve Bank of India or any other Bank acting as the agent of the Reserve Bank or into a Government treasury for credit to the Public Account of India under the head "XXXVI-Miscellaneous Departments—Miscellaneous—Registration of Joint Stock Companies". The appropriate treasury challan in token of the payment should then be forwarded to this Department along with the application.]

FORM NO. 25B

Registration No. of company.....

Nominal Capital Rs.

The Companies Act, 1956

Form of application to the Central Government for approval to amendment of provision relating to managing, whole-time or non-rotational directors.

Pursuant to section 268

1. Name of the company, date of registration and its principal business.
2. Maximum and minimum number of directors prescribed under the Articles and the names of directors in the Board on the date of application.
3. If the company has Managing Agents, Secretaries and Treasurers, Managing whole-time Directors or Manager, full particulars thereof.
4. Proposal for which Government's approval is sought.
5. Reasons for the proposal.
6. Whether the proposal has been approved by the Board of Directors/the company in general meeting; if so, seven copies of the resolution passed should be furnished.
7. Names of newspapers in which and the dates on which notices under section 412(2) of the Companies Act, 1956 were published; two certified copies of each notice to be attached.

Signature

Designation()*

Dated this day of 19 .

(*) State whether Director, Managing Director, Whole-time Director, managing Agent, Secretaries and Treasurers, Manager or Secretary.

[Note : (i) Seven copies of the Memorandum and Articles of Association in which the amendments are to be made, along with seven copies of the revised version of the relevant articles should be attached to the application; if the amendment is in respect of a provision contained in any agreement entered into by the company or in any resolution passed by it or by its Board of Directors, seven copies of such agreement or resolution, as the case may be, original and revised, should be furnished.

(ii) Pursuant to the Companies (Fees on Applications) Rules, 1961, fee as prescribed therein is payable on your application. The amount involved should be paid into the Reserve Bank of India or any other Bank acting as the agent of the Reserve Bank or into a Government treasury for credit to the Public Account of India under the head "XXXVI—Miscellaneous Departments—Miscellaneous—Registration of Joint Stock Companies." The appropriate treasury challan in token of the payment should then be forwarded to this Department along with the application.];

FORM NO. 25C

Registration No.
of Company.....

Nominal Capital Rs.

The Companies Act, 1956

Form of application to the Central Government for approval to payment of minimum remuneration or of remuner on in excess of the limits prescribed under section 309(3) to Managing Director.
Whole-time Manager.

Pursuant to sections 198 (4) and 309(3)/387

1. Name of the company together with its address of registered office, date of incorporation and its principal business.
2. Details of the existing capital structure of the company.
3. (a) The proposal for which Central Government's approval is sought and the reason therefor.

Managing Director

(b) Was the appointment of Whole-time Manager made with the approval of the Central Government? If so, indicate the number and date of sanction of Government.

4. Nature of the form of management :—

(i) Is the company managed by

(a) Board of Directors,

Managing Director(s) .

(b) Whole-time Manager ? —Give full details.

Managing Director

(ii) Date of appointment of the Whole-time Director and the tenure for which he Manager

was appointed as such.

(iii) Particulars about remuneration, including bonus, commission, salary and perquisites
Managing Director
payable to Whole-time Manager.

(iv) Nature of services rendered by Whole-time Director as such for which the remuneration mentioned above is being paid.

(v) Particulars of commission, allowances and fees or salaries and perquisites payable to directors.

5. Has the proposal for which Government's approval has been sought been approved by the Board of Directors, if so, a copy of the resolution should be supplied.

General Body

6. Particulars of other companies managed by the Managing Director and remuneration payable to him by these companies.

7. (A) The effective capital of the company as on the date of the last balance sheet calculated as follows :—

(i) Paid-up capital	.	.	.	.	.	.
(ii) Share premium	.	.	.	.	.	.
(iii) Reserves and Surplus (excluding taxation reserves, depreciation reserves, gratuity etc.)	.	.	.	.	.	.
(iv) Long-term loans	.	.	.	.	.	.
(a) Secured	.	.	.	.	.	.
(b) Unsecured	.	.	.	.	.	.
Less investments	.	.	.	.	.	.
Total	.	.	.	.	.	.

(B) Total accumulated losses and preliminary expenses not written off.

(C) Amount of depreciation provided for up to .

8. Working results of the company for the last three years :—

	Year ended		
	19..	19..	19..
(i) Paid-up capital	.	.	.
(ii) Turnover	.	.	.
(iii) Net profits under section 198	.	.	.
(iv) Directors' remuneration :—			
(a) Number of Directors	.	.	.
(b) Sitting fees	.	.	.
(c) Commission	.	.	.
(v) <u>Managing Directors'</u> remuneration—			
<u>Whole-time Manager's</u>			
(a) Salary	.	.	.
(b) Commission	.	.	.
(c) Bonus	.	.	.
(d) Perquisites with the money value thereof	.	.	.
(vi) Dividend declared on equity shares (rate and quantum)	%	%	%
(vii) Percentage which the total managerial remuneration bears to the net profits	.	.	.

Signature

Designation (*)

Dated this day of

19.....

(*) State whether director, managing director, wholetime director, managing agent, secretaries and treasurers, manager or secretary.

[NOTE] : (i) One copy of the Memorandum and Articles of Association of the company, one copy of the agreement entered into with the managing director, whole-time and one copy each of the audited accounts, director manager report and auditors' report of the company for the last two years should also accompany this form.

(ii) Pursuant to the Companies (Fees on Applications) Rules, 1961, fee as prescribed therein is payable on your application. The amount involved should be paid into the Reserve Bank of India or any other Bank acting as the agent of the Reserve Bank or into a Government treasury for credit to the Public Account of India under the head "XXXVI—Miscellaneous Departments—Miscellaneous—Registration of Joint Stock Companies." The appropriate treasury challan in token of the payment should then be forwarded to this Department along with the application.]";

(v) for the existing Form No. 26, the following form shall be substituted, namely :—

FORM No. 26

“Registration No. of Company.....

Nominal Capital Rs.....

The Companies Act, 1956

Form of Application to the Central Government for increasing the remuneration of director or manager

Pursuant to sections 310, 311 and 388

i. Name of company

2. Address of its registered office.

3. (A) The effective capital of the company as on the date of the last balance sheet calculated as follows :—

- (i) Paid-up capital
- (ii) Share premium
- (iii) Reserves and surplus
- (iv) Long term loans
 - (a) Secured
 - (b) Unsecured
 - Total :

(B) Total accumulated losses and preliminary expenses not written off :—

4. Working results of the company for the last three years :—

Year ended

5. Names, addresses, designations and particulars of remuneration of all existing directors manager and details of their shareholdings together with particulars of directors manager whose remuneration is to be increased.

Names of Directors	Address	Specific designation, if any, whether Managing director whole-time or other	Details of shareholdings	Existing remuneration :	Proposed remuneration :	Reasons for proposed increase in remuneration
(1)	(2)	(3)	(4)	(5)	(6)	(7)
				(a) Salary (b) Commission (c) Allowances (d) Sitting fees (e) Bonus paid during each year (f) Other remuneration, if any.	(a) Salary (b) Commission (c) Allowances (d) Sitting fees (e) Bonus, if of the previous three years (f) Other remuneration, if any.	

(Copies of the existing and the proposed agreements and the resolution (s) passed at Directors'/ General meeting sanctioning the increased remuneration should be enclosed.)

6. Declaration

I/We solemnly declare that the facts stated in this application are true to the best of my/our knowledge and the other facts are true to the best of my/our information and belief.

Signature

Designation (*)

Dated this day of 19 ..

(*) State whether Director, Managing Director, Managing Agents, Secretaries and Treasurers, Manager or Secretary.

[NOTE:- Pursuant to the Companies (Fees on Applications) Rules, 1961, fee as prescribed therein is payable on your application. The amount involved should be paid into the Reserve Bank of India or any other Bank acting as the agent of the Reserve Bank or into a Government treasury for credit to the Public Account of India under the head "XXXVI-Miscellaneous Departments—Miscellaneous—Registration of Joint Stock Companies." The appropriate treasury challan in token of the payment should then be forwarded to this Department along with the application].

(vii) for the existing Form No. 27, the following form shall be substituted, namely:—

FORM No. 27

"Registration No.
of Company.....
Nominal capital Rs.

The Companies Act, 1956

Form of application to the Central Government for approval of change in the constitution of a Partnership firm acting as Managing agents Secretaries and Treasurers.

Pursuant to sections 346 and 379

1. Name of the firm.
2. Address of its principal office.

3. Date of its appointment as Managing Agents
Secretaries and Treasurers.

4. Particulars of the partnership existing immediately before the changes mentioned against columns 5 and/or 6 below.

Name of Partner	Address of Partner	Extent of share in Partnership	Date of becoming partner	Special voting right, if any
(1)	(2)	(3)	(4)	(5)

5. Particulars of persons who ceased to be partners.

Name of outgoing partner	Date on which he became a partner	Date with effect from which he ceased to be a partner	How he ceased to be a partner and the reasons therefor
(1)	(2)	(3)	(4)

6. Particulars of persons admitted as new partners.

Name of the incoming partner	Date with effect from which he became a partner	How he became a partner and the reasons, if any, for admitting him into the partnership
(1)	(2)	(3)

7. Particulars of the new partnership after taking into account the changes mentioned against columns 5 and/or 6 above.

Name of the partners	Address of partners	Extent of share in partnership	Special voting right, if any
(1)	(2)	(3)	(4)

8. Name of the company or companies of which the firm mentioned against item 1 is acting as managing agents and/or secretaries and treasurers.

9. The names of the English newspaper and the vernacular newspaper in which the notices under section 412(2) have been published along with the dates thereof.

[NOTE: Two certified copies each of the notices are to be enclosed].

[NOTE: 7 copies of old and new partnership agreements should be supplied. (If any copies of the existing agreement have been supplied to the Department in the recent past only 2 copies may be sent of that document)].

10. Declaration

I/We solemnly declare that the facts stated in this application are true to the best of my/our knowledge, and the other facts are true to the best of my/our information and belief.

Signature

Designation (*)

Dated this day of 19 .

(*) State whether Director, Managing Director, Managing Agent, Secretaries and Treasurers, Manager or Secretary.

[NOTE: Pursuant to the Companies (Fees on Applications) Rules, 1961 fee as prescribed therein is payable on your application. The amount involved should be paid.

into the Reserve Bank of India or any other Bank acting as the agent of the Reserve Bank or into a Government treasury for credit to the Public Account of India under the head "XXXVI-Miscellaneous Departments—Miscellaneous—Registration of Joint Stock Companies". The appropriate treasury challan in token of the payment should then be forwarded to this Department along with the application.]";

(vii) for the existing Form No. 28, the following form shall be substituted, namely:—

"Registration No.
of Company.....

FORM No. 28

Nominal capital Rs.....

The Companies Act, 1956

Form of application to Central Government for approval of change in constitution of body corporate acting as Managing Agent of
Secretaries and Treasurers

Public
company which is a subsidiary of public company
Private
and of any holding company of the body corporate.

Pursuant to section 346/section 379 read with section 346

1. Name of the body corporate acting as Managing Agents
Secretaries and Treasurers
or holding company thereof.

(i) Address of its registered office.....
(ii) Date of its incorporation.....
(iii) Capital structure on the date of application

Authorised:
Subscribed:
Paid-up:

(iv) Existing Board of directors as on.....

2. Name of the body corporate which is the holding company of the body corporate acting as
managing agents
Secretaries and treasurers

(i) Address of its registered office.....
(ii) Date of incorporation

(iii) Capital structure as on the date of application

Authorised:
Subscribed :
Paid-up :

(iv) Existing Board of directors as on

3. Nature of change in the constitution of body corporate acting as managing agents
Secretaries and Treasurers

*[for nature of change in constitution of the body corporate which is the holding company of the body corporate acting as managing agents for which approval of the Central Government is sought :—
Secretaries and treasurers]

*NOTE : Please delete the portion not applicable.

(i) Conversion from *private* to *public* company or from public to private. Give date of conversion.

NOTE : Conversion from private to public company by the operation of section 43A of the Act is not a change within the meaning of section 346 and no approval of the Central Government is necessary.

(ii) Changes among directors of body corporate by death ; give name and date of death. managers

(iii) Change among director by retirement. Give name, effective date of retirement manager and also the reasons for retirement.

(iv) Change among director by new appointment. Give name, of Directors, effective manager Manager date of appointment and reasons for the appointment. (The qualification and business experience of the proposed new director should also be stated).

(v) Change among directors caused as a result of resignation, removal or otherwise. Give names of directors, particulars of the nature of the change, effective date of the change and reasons therefor.

4. Change in ownership of shares in body corporate having a share capital.

(i) equity shares

Preference shares redeemable

Preference shares non-redeemable

of Rs. each were transferred/are proposed to be transferred as indicated below:—

Name of the transferor	Name of the transferee	No. of shares transferred or to be transferred	Date when the transfer in the ownership of the shares took place or to be made effective
------------------------	------------------------	--	--

(a) Reasons for the above transfer.

(b) Price at which the shares are being transferred. If the price paid is higher than the face value of the shares or the price paid is below the market value or intrinsic value of the shares, reasons therefor should be given.

(c) Whether the proposed share transfer involves transfer of shares from residents to non-residents and *vice versa*.

(d) Whether the consent of the Reserve Bank of India has been obtained, where necessary, to the transfer of Funds under the Foreign Exchange Regulation Act, 1947.

2. Equity shares

Preference shares redeemable of Rs. ... each were allotted as under :—

Preference shares non-redeemable

Name of the allottee	No. of shares allotted	Date of allotment and entry in company's Books
----------------------	------------------------	--

3. Where any change in the ownership of shares has taken place on account of death or insolvency, the particulars thereof should be specified as under :—

No. of shares Transferred from the name of	Registered in the name of	Effective date
--	---------------------------	----------------

4. Where any shares have been forfeited, particulars thereof should be specified as under:—

No. of shares	Name of the persons ceasing to be owner of shares	Effective date
---------------	---	----------------

5. Whether the changes specified above have or have not resulted in transfer of the controlling interest from any person or body of persons to any other person or body of persons.

6. Changes in membership of body corporate not having share capital.
(i) By death

Director

Name of Manager Date of death.

Member

(ii) By retirement

Director

Name of Manager Date of retirement and reasons.

Member

(iii) By new appointment

Director

Name of Manager Date of appointment and reasons.

Member

(iv) Otherwise

Director

Nature of change

Date of change and reasons.

Name of Manager

Member

7. The names of the English and vernacular newspapers in which the notices under section 412(2) have been published, along with the dates thereof.

(NOTE : Two certified copies each of the notices are to be enclosed.)

8. Whether the shares of the body corporate named against item 1 and /or 2 above are for the time being dealt in, or quoted on, a recognised stock exchange.

9. Name of the company or companies of which the body corporate mentioned against item 1 is acting as managing agents and/or secretaries and treasurers.

10. Declaration.

I/We solemnly declare that the facts stated in this application are true to the best of my/our knowledge, and other facts are true to the best of my/our information and belief.

Signature

Designation (*)

Dated this day of 19 .

(*) State whether Director, Managing Director, Managing Agents, Secretaries and Treasurers, Manager or Secretary.

[NOTE.—Pursuant to the Companies (Fees on Applications) Rules, 1961, fees as prescribed therein is payable on your application. The amount involved should be paid into the Reserve Bank of India or any other Bank acting as the agent of the Reserve Bank or into a Government treasury for credit to the Public Account of India under the head "XXXVI—Miscellaneous Departments—Miscellaneous—Registration of Joint Stock Companies". The appropriate treasury challan in token of the payment should then be forwarded to this Department along with the application.]

(viii) in Form No. 29—

(a) for the figures and brackets '264(1)' wherever they occur, the figures and brackets '264(2)' shall be substituted ;

(b) for column (7) with the heading 'signature(s)' in the table, the following columns shall be substituted, namely :—

date of appointment	Signature(s)
7	8

";

(c) the words "we", "our" and "directors", wherever they occur, shall be deleted ;

(ix) for the existing Form No. 34A, the following Form shall be substituted, namely :—

FORM No. 34A

"Registration No.
of Company.....

Nominal Capital Rs.

THE COMPANIES ACT, 1956

Form of application under section 360 (1)

1. (a) Name of the company, registered address and the date of registration.

(b) Particulars of its capital structure.

(c) Details of its present business.

managing agents

2. (a) Name of the
secretaries and treasurers.

(b) Particulars of its capital structure, if a company.

partners

(c) Name of the
directors

of

managing agency
secretaries and treasurers.

firm/ company as on

(d) Details of its present business.

3. Remuneration payable to the managing agents/ secretaries and treasurers, in accordance with the terms approved by the Central Government under section 326.

4. *Proposal for which Government's approval is sought :*

Whether services would be rendered—

(a) by the managed company to the managing agents, and/or to its associates or

(b) by the managing agents and/or its associates to the managed company.

Give name(s) of the associates and details about the nature of connection and precise relationship with the managing agents/secretaries and treasurers, and in the case of a proposed existing employee, also give his age, qualifications, previous experience, present emoluments showing separately the components of which made, duration of service with the company.

5. (i) Nature of the services forming subject matter of contract entered into or proposed to be entered into.

(ii) The date on which the contract came into force and the date of execution of the written contract, if any, or the date on which the proposed contract is to be entered into and brought into force.

(iii) Duration of the contract for which approval is required.

6. (a) Proposed terms on which the services will be rendered including the basis on which services would be paid for and other material terms of the contract

(b) Is any change proposed in the existing contract, if any? If so, please give full justification.

7. Whether the 'Services' forming subject matter of the contract/proposed contract, consist of normal business of the managed company or of the associates, as the case may be, and whether the cost of such services exceeds or is likely to exceed Rs. 5,000 in a year.

8. Reasons in support of the proposal.

(i) How the execution of the contract/proposed contract is sought to be justified from—

- (a) the financial position of the company;
- (b) administrative considerations ; and
- (c) technical aspects.

(ii) What will be the financial and administrative repercussions if the services involved are obtained from other sources.

(iii) Other considerations in support of the proposal.

(iv) Have any efforts been made either by advertisement or otherwise to obtain the required services at cheaper rates from other parties? If so, give details. If not, the reasons therefor.

9. Amount of expenses reimbursed to the managing agents

secretaries and treasurers during the last three years under section 354 of the Act. Give details about the items, together with amounts, for which reimbursement has been made.

10. Earnings under sections 356 to 359 of the Act during the last three years—

managing agents .

(i) of the secretaries and treasurers

(ii) of their associates.

11. Money value of the contracts entered into for purchase, sale or supply of any property movable or immovable under section 360 during the last three years with

managing agents

(i) the secretaries and treasurers

(ii) their associates.

12. Particulars of contracts entered into during the last three years for rendering service under section 360

managing agents

(i) with the secretaries and treasurers

and/or (ii) with their associates giving information on the following points:—

- (a) the money value of the contract(s);
- (b) the date of the written contract, if any, and also the date of its enforcement; and
- (c) the date of passing of the special resolution in terms of the provisions of section 360 as then existing.

(NOTE. Two certified copies of the said special resolution and also two copies of the relevant explanatory statement sent attached along with the notice convening the meeting in which the special resolution was passed should be attached).

13. Whether in respect of the contract(s) mentioned against item 12 above—

- (a) any change in material particulars was made on or after 28-12-1960, or
- (b) any renewal was effected from a date on or after 28-12-1960, or
- (c) any fresh contract was entered into with effect from a date on or after 28-12-1960.

and , if so, give particulars.

the other companies of which the managing agent _____ mentioned against
 secretaries and treasurers
 Item 2 above is also a acting as managing agents

 secretaries and treasurers

DECLARATION

I/We solemnly declare that the facts stated in this application are true to the best of my/our knowledge, and the other facts are true to the best of my/our information and belief.

Signature

Designation (*)

Dated this _____ day of _____ 19_____

(*) State whether Director, Managing/Whole-time Director, Managing Agent, Secretaries and Treasurers, Manager or Secretary.

[NOTE : Pursuant to the Companies (Fees on Applications) Rules, 1961, fee as prescribed therein is payable on your application. The amount involved should be paid into the Reserve Bank of India or any other Bank acting as the agent of the Reserve Bank or into a Government treasury for credit to the Public Account of India under the head "XXXVI—Miscellaneous, Departments—Miscellaneous—Registration of Joint Stock Companies". The appropriate treasury challan in token of the payment should then be forwarded to this Department along with the application]" ;

(x) the existing Form No. 43 shall be omitted;

(xi) in each of the Forms Nos. 39, 40, 41 and 42, at the end, the following shall be inserted namely:—

"We..... of.....
 and.....
 of the @.....
 *.....
 solemnly and sincerely declare that the particulars set forth in the several documents accompanying this declaration are true to our knowledge in regard to the particulars..... and true to the best of our information and belief in regard to the other particulars.

Signature

Designation@

Dated this _____ day of _____ 19_____.

@State whether Directors or other Principal Officers.

*Insert name of company." ;

(xii) for the existing Form No. 44, the following Form shall be substituted, namely:—

"No. of Company F.....

FORM No. 44.

THE COMPANIES ACT, 1956

Document delivered for Registration by a Foreign Company.

Pursuant to section 592

Name of Company :

Presented by :

Documents delivered to the Registrar of Companies..... for registration pursuant to section 592 of the Companies Act, 1956 by *.....
 a company incorporated in and which has a principal place of business in India at with effect from the

I. A certified copy of the Charter, Statutes, or Memorandum and Articles of the Company or other Instrument constituting or defining the constitution of the company [see sub-section (1) (a).]

2. The full address of the Registered or Principal Office of the company which has its principal place of business in India at..... is as follows [see sub-section (i)(b)].

3. (a) Particulars of the Persons who are Directors of the Company at the date of this return

Director—Individuals

Present name and surname in full	Any former name or names and surname or surnames in full	Usual residential address	Nationality and nationality of origin, if different from present nationality	Business occupation particulars of other directorships held, if any
(1)	(2)	(3)	(4)	(5)

Directors—Bodies Corporate

Corporate Name	Registered or Principal Office of body corporate	Names of Directors of body corporate		
		Full name of each Director	Address of each Director	Nationality of each Director and nationality of origin, if different from present nationality.
(1)	(2)	(3)	(4)	(5)

(b) Particulars of the Person who is the secretary

Persons who are the Joint Secretaries of the company at the date of this return.

Present name and surname in full (in the case of Body Corporate or firm, the corporate or firm name)	Any former name or names and surname or surnames in full	Usual Residential Address (in the case of Body Corporate or firm, the registered or principal office)
(1)	(2)	(3)

4. List of persons resident in India authorised to accept on behalf of the company service of process and any notices or other documents.

Names and surnames	Addresses.

5. Address of Principal Place of Business in India of the Company.

Full address of the office of the company..... which is to be deemed to be its principal place of business in India is as follows :—

.....
.....
.....

Signature or signatures of any one or more persons authorised under section 592 (1) (d) of the Companies Act, 1956 or of some other persons in India duly authorised by the company.

Dated this day of 19 .

@Country of origin.

*Name of the company.;

(xiii) the existing Forms Nos. 45, 46, 47 and 48 shall be omitted ; and

(xiv) in Form No. 56, for the heading "Particulars of charge (a) on property in India which has been acquired by a foreign company after 15th January, 1937.", the following shall be substituted, namely :—

"Particulars of charge (a) subject to which property in India has been acquired by a foreign company after 15th January, 1937.".

[No. F. 5/16/61-PR.]

F. N. SANYAL,¹ Under Secy.